I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.64.0(4).

Dated: August 5, 2008

Signature: /Christina M. Sperry/ (Christina M. Sperry, Reg. No. 47,106) Docket No.: 101896-0239 (DEP5150CIP)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE.

In re Patent Application of: Jonathan Fanger et al.

Application No.: 10/776.414 Confirmation No.: 2408

Filed: February 11, 2004 Art Unit: 3774

For: GUIDE FOR SPINAL TOOLS, IMPLANTS, AND Examiner: A. J. Stewart

DEVICES

## RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Examiner:

## INTRODUCTORY COMMENTS

This paper is in response to the Office Action dated May 29, 2008.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 10 of this paper.